

In subsection (b) of this section, "Board" is substituted for "proper authorities" to clarify that it is the Board that decides whether the intoxication or addiction is cured or overcome.

Also in subsection (b) of this section, a reference is added to allow for the reinstatement of a license revoked for habitual intoxication or addiction. This addition corresponds with the present reference to reinstatement for a suspended license and also states expressly the apparent intent of the General Assembly to allow the Board to reinstate a license in appropriate circumstances where intoxication or addiction is overcome or cured. The attention of the General Assembly is called to this addition.

#### SUBTITLE 4. PROHIBITED ACTS; PENALTIES.

##### 11-401. PRACTICING WITHOUT LICENSE.

A PERSON MAY NOT PRACTICE, ATTEMPT TO PRACTICE, OR OFFER TO PRACTICE OSTEOPATHY IN THIS STATE UNLESS LICENSED BY THE BOARD.

REVISOR'S NOTE: This section is new language derived without substantive change from the first clause of and the references to "attempt to practice osteopathy" in Art. 43, § 479. It is restated in the standard language used throughout this article to prohibit the unauthorized practice of a health occupation.

The reference to "offer" to practice is added to conform to similar provisions governing other health occupations in present Art. 43. See, e.g., Art. 43, § 768, as to nursing home administrators.

The present reference to registration with a circuit court clerk is deleted as obsolete. See the General Revisor's Note to this title.

The penalty provisions in present Art. 43, § 479 now appear in § 11-407 of this subtitle.

##### 11-402. MISREPRESENTATION.

###### (A) IN GENERAL.

UNLESS AUTHORIZED TO PRACTICE OSTEOPATHY UNDER THIS TITLE, A PERSON MAY NOT REPRESENT TO THE PUBLIC BY TITLE, BY DESCRIPTION OF SERVICES, METHODS, OR PROCEDURES, OR OTHERWISE, THAT THE PERSON IS AUTHORIZED TO PRACTICE OSTEOPATHY IN THIS STATE.

###### (B) CERTAIN REPRESENTATIONS PROHIBITED; EXCEPTION.